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IN THE HIGH COURT OF JUDICATURE AT BILASPUR CHHATTISGARH

WRIT PETITION NO.2228 /2003

PETITIONER

Shri Ashok Kanoji, S/o Shir Mulchand Kanoji, Aged about 44 years, R/o Tulsipur, Rajnandgaon (C.G.)

VERSUS

RESPONDENTS

1. State of Chhattisgarh, Through the Secretary, Agricultural Department, D.K.S. Bhawan, Raipur (C.G.)
2. State of Madhya Pradesh Through The Secretary, Agricultural Department, Vallabh Bhavan, Bhopal, (M.P.)
3. The Secretary, General Administration Department & Re-organization Cell, Vallabh Bhawan, Bhopal (M.P.)
4. Union of India, Through the Secretary, Ministry of Personnel & Public Grievances, New Delhi.
5. Director, Directorate of Agriculture, Labhandi Campus, Raipur (C.G.)

Copy received on 17.7.03 AAG Hi Court.

P. R. No. 1922/03 Presented by Shri A. Tiwari dated 12.7.03

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WRIT PETITION UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक WP 2228/03 **सन्** **200**

..... **विरुद्ध** .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

06-07-2005

Shri Anoop Mazumdar, counsel for the petitioner.

Shri Akhil Agrawal, Panel Lawyer for the State of Chhattisgarh.

Heard.

Learned counsel for the petitioner submits that the circular dated May 1, 2003 issued by the Government of India, Ministry of Personnel, Public Grievances & Pensions, Department of Personnel & Training provides for mutual transfer in the following terms :

> ***"Mutual Transfer cases :***
>
> *A large number of representations have been received from personnel requesting for consideration of their mutual transfer with another consenting State service personnel. Since the Central Government has already issued final allocation orders, it finds no reason to entertain such requests. However, it is open to the successor State Governments to consider requests of mutual transfer based on broad consensus arrived between the State Governments, inter alia either defining the terms and conditions for such consideration or by framing suitable rules for this purpose."*

Shri Mazumdar submits that the petitioner has made an application to the Principal Secretary, Government of

(पीछे देखिये)

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

59

आदेश पत्रक

मामला क्रमांक WP 2228/03 **सन् 200**

..... **विरुद्ध** .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	Chhattisgarh on 3-6-2005 for mutual transfer with Dalchand Deharia working as Assistant Grade-III, Horticulture Department, Office of the Horticulture Superintendent, Government Sanjay Nikunj, Harai (Jagir), District Chindwara (Madhya Pradesh). The petitioner seeks direction of this Court to the respondent Governments to consider the application of Ashok Kanoji, the present petitioner as well as the application of Dalchand Deharia for mutual transfer. In view of the above facts and circumstances of the case, respondents No.1 and 2 are directed to consider the above stated representations, if filed, and pass appropriate order in accordance with law within a period of two months. With the aforesaid observations and directions the petition stands disposed of. **Sd/-** **Satish K. Agnihotri** **Judge**	
Gowri		